From: (b) (6

**Sent:** Wednesday, November 07, 2012 4:58 PM **To:** Pat Kuehl; Wildeman, Anna J (20109)

Cc: 'Block, Danielle L - DNR'

Subject: FW: response to notice of noncompliance

From: (b)

Sent: Wednesday, November 07, 2012 4:17 PM

To: 'sarah.zareczny@wisconsin.gov'

Subject: response to notice of noncompliance

Hello Sarah,

Please see all the attachments for FOIA Exemption (b) (6) response and related form and pictures.

Please let me know when you receive all the attachments listed below.

2-page letter from FOIA Exemption (b) (6)

2-page BMP inspection reports

9-photos





November 7, 2012

Dear Ms. Sarah Zareczny,

I'm sorry I missed you the other day. Below is a summary of actions taken by Inc. to bring our construction site back into compliance.

- 1. We began digging in and installing more bale ditch checks on Friday November 2<sup>nd</sup>. We are receiving another semi load of bales for installation today, November 7<sup>th</sup>, as we couldn't get a load delivered any sooner. Pat Kuehl of Robert E Lee & Associates visited the site with me and advised to increase the frequency of bale ditch checks and to make them wider as to fully fill the ditch area. This work will be finished today.
- 2. We have installed silt fencing along Spruce Road going north from Robin Lane beyond all disturbed soil on the site. We also have had crews check and trench in any untrenched silt fence along the entire perimeter of the site. This work was performed on Friday through Monday, November 2<sup>nd</sup> through November 5<sup>th</sup>, also Wednesday, November 7<sup>th</sup>.
- 3. We already have copies of all permits on site, however I've relocated them to the back side of the plywood signage containing our permits just off of Spruce Road for easier access. I've also provided our excavator with his own copy. All permits were previously kept in the temporary mailbox located on the site at the same driveway.
- 4. BMP inspections will be formally recorded on the attached format provided by Robert E Lee & Associates, and will be kept on file at our main offices. Inspections will continue to be made weekly and after rain events.
- 5. We have installed a tracking pad off of Spruce Road.
- 6. We have attached photo documentations of the above improvements.

| If you have any questions or concerns, | feel free to | call our | business | offices | at 920-837 | <sup>7</sup> -7644. |
|--|--------------|----------|----------|---------|------------|---------------------|
| Thank you for your assistance.         |              |          |          |         |            |                     |

Sincerely,

PS. Sarah, would you please forward this information to Rick Stoll, WDNR Green Bay; I do not have his email address. Thank you.

CC: Patrick Kuehl, Robert E Lee and Associates (via email)
Danielle Block, WDNR Green Bay (via email)
Anna Wildeman, Michael Best & Friedrich LLP (via email)

Notice: Use of this specific form is voluntary, but the information contained on this form must be collected and kept by the permittee under s. NR 216.48(4), Wis. Adm. Code, for a construction site covered under the General WPDES Construction Site Storm Water Discharge Permit, Permit No. WI-0067831-2. This form is provided for the convenience of the permittee to meet the requirements of s. NR 216.48(4), Wis. Adm. Code. Multiple copies of this form may be made to compile the inspection report.

Inspections of implemented erosion and sediment control best management practices must be performed weekly and within 24 hours after a precipitation event 0.5 inches or greater which results in runoff.

Weekly written reports of all inspections conducted by or for the permittee must be maintained throughout the period of general permit coverage.

The information maintained in accordance with s. NR 216.48 (4) must be submitted to the Department upon request.

| Name of Permittee:  Old Examples to Farms, Inc  Construction Site Name (Project):  |           |  |                              | Construction Site ID No.: (WDNR #)  |  |  |  |
|--|-----------|--|------------------------------|---|--|--|--|
| 012 Dairy Expansion  | ,,,,,,,,  | 47025  |                              |   |  |  |  |
| Location:  |           |  |                              | Gounty:   |  |  |  |
| own of Lincoln   |           |  | Kewaunee Field Office Phone: |   |  |  |  |
| Contractor:  |           |  |                              | Field Office Filotie.   |  |  |  |
| ote: Weekly inspection maintained on site and mad  | e avallai | along<br>ble up  | with eros<br>on reques       | Sion control and storm water management plans, are required to st.  Type of inspection: Weekly Precipitation Event Other (specify)  |  |  |  |
| Time of inspection: Start: a.m./p.m.  End: a.m./p.m.   |           |  |                              | Name(s) of individual(s) performing inspection:   |  |  |  |
| Neather:<br>Description of present phas  | se of cor | struc  |                              |   |  |  |  |
| Decired Vos No Nof   |           |  |                              | official page of the err  |  |  |  |
| Daniel Da | Vac       | NA.  | Nor                          | Comments/Recommendations about the overall effectiveness of the ore   |  |  |  |
| Modifications Required   | Yes       | No   | Not<br>Applicab              | Comments/Recommendations about the overall effectiveness of the ero and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information page 2. |  |  |  |
|  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks<br>Erosion Control Plan   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks<br>Erosion Control Plan<br>Erosion Mat  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks<br>Erosion Control Plan<br>Erosion Mat<br>Grading Practices   | Yes       | No No  |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks<br>Erosion Control Plan<br>Erosion Mat<br>Grading Practices<br>Iniet Protection   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Erosion Control Plan  Erosion Mat  Grading Practices  Iniet Protection  Mulch  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Erosion Control Plan Erosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Erosion Control Plan  Erosion Mat  Grading Practices  Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Erosion Control Plan  Erosion Mat  Grading Practices Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding  Schedule / Phasing  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Erosion Control Plan  Erosion Mat  Grading Practices Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding  Schedule / Phasing  | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Frosion Control Plan  Frosion Mat  Grading Practices Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding  Schedule / Phasing  Silt Fence  Silt Screen   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Frosion Control Plan  Frosion Mat  Grading Practices Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding  Schedule / Phasing  Silt Fence  Silt Screen   | Yes       | No N   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks  Frosion Control Plan  Frosion Mat  Grading Practices Iniet Protection  Mulch  Offsite Sediment  Permanent Seeding  Schedule / Phasing  Silt Fence  Silt Screen  Sod  Stabilized Outlet   | Yes       | No O   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Prosion Control Plan Prosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment Permanent Seeding Schedule / Phasing Silt Fence Silt Screen Sod Stabilized Outlet Temp. Diversion Channel  | Yes       | No Control  |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Prosion Control Plan Prosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment Permanent Seeding Schedule / Phasing Silt Fence Silt Screen Sod Stabilized Outlet Temp. Diversion Channel Temp. Settling Basin   | Yes       | No Control  |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Prosion Control Plan Prosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment Permanent Seeding Schedule / Phasing Silt Fence Silt Screen Sod Stabilized Outlet Temp. Diversion Channel Temp. Settling Basin Temporary Seeding   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Prosion Control Plan Prosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment Permanent Seeding Schedule / Phasing Sitt Fence Sitt Screen Sod Stabilized Outlet Temp. Diversion Channel Temp. Settling Basin Temporary Seeding Tracking Pads   | Yes       | No  Compared to the compared t |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |
| Ditch Checks Erosion Control Plan Erosion Mat Grading Practices Iniet Protection Mulch Offsite Sediment Permanent Seeding Schedule / Phasing Silt Fence Silt Screen Sod Stabilized Outlet Temp. Diversion Channel Temp. Settling Basin Temporary Seeding   | Yes       | No   |                              | and sediment control measures.  Note: For each item checked "Yes", complete the follow-up information   |  |  |  |

C. Documents and Settings adminificed Settings (Temporary Internet Files) Commun 1ES-(WCD36SW-Environ Control Checklist, docs. Rev. 04/14/68 01.57-14-1

| me of Permittee:  Administration Site Name (Project 12 Dairy Expansion | }   | Construction Site ID No.: (WDNR #) 47025   |  |  |
|--|---|--|--|--|
| xact place of erosion/sediment<br>control inspected                    | Type of erosion/sediment control and its observed condition | Description of any necessary maintenance or repair to erosion/sediment control, including anticipated date of completion   |  |  |
|  |   | CONTROL OF A CANADA CONTRO |  |  |
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